ket No.: 60188-415

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Takenobu KISHIDA, et al.

Serial No.: 10/036,388

Filed: January 07, 2002

Customer Number: 20277

Confirmation Number: 3663

Group Art Unit: 2814

Examiner: Phat X. CAO

SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME

Mail Stop Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

For:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

the fee has been calculated	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
	27	20	7	\$18.00 =	\$126.00
Total Claims	1	3	1	\$86.00 =	\$86.00
Independent Claims	4	Multiple claims newly presented		\$0.00	
			Fee for extension of time		
		1 CC 101 CACAGASTA			\$0.00
			Total of Above Calculations		\$212.00

Please charge my Deposit Account No. 500417 in the amount of \$212.00. An additional copy of this \boxtimes transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 \boxtimes for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

& EMERY MCDERMOTT.

Michael E. Fogart 5,139 Registration No. 3

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Date: November 6, 2003



Docket No.: 60188-41

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer No.: 20277

Takenobu KISHIDA et al. : Confirmation No.: 3663

Serial No.: 10/036,388 : Group Art Unit: 2814

Filed: January 7, 2002 : Examiner: Phat X. CAO

For: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE

SAME

AMENDMENT

Mail Stop Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated August 19, 2003, having a three-month shortened statutory period for response set to expire on November 19, 2003, reconsideration of the above-identified application is respectfully requested in view of the following amendment and remarks.

11/07/2003 CNGUYEN 00000054 500417 10036388

01 FC:1202 126.00 DA 02 FC:1201 86.00 DA

IN THE TITLE

Please replace the existing title with the following new title:

--SEMICONDUCTOR DEVICE INCLUDING A LAYER HAVING A $\beta\text{-}CRYSTAL$ STRUCTURE--